

# In the Court of Appeals of the State of Alaska

**Viktor Ivanovich Natekin,**  
Appellant,

v.

**State of Alaska,**  
Appellee.

Court of Appeals No. **A-12579**

## **Order**

Date of Order: **2/19/2020**

Trial Court Case No. **3PA-13-01442CI**

Before: Allard, Chief Judge, and Wollenberg, Judge

On October 23, 2019, this Court issued a decision affirming the superior court's denial of Viktor Ivanovich Natekin's application for post-conviction relief.<sup>1</sup> In January, Viktor Ivanovich Natekin filed a letter with this Court indicating that the law firm that represented him on appeal, Ingaldson Fitzgerald, P.C., failed to inform him of our decision. Natekin also stated his desire to file a petition for rehearing in this Court and a petition for hearing in the Alaska Supreme Court.

We ordered Ingaldson Fitzgerald, P.C. to file a response to Natekin's letter. William H. Ingaldson filed a response, confirming that the firm's file does not show that Mr. Natekin was ever sent a copy of this Court's opinion or advised about his options for pursuing further review. Mr. Ingaldson also stated that the firm does not intend to represent Mr. Natekin in any further proceedings, and that Mr. Natekin is in the process of obtaining new counsel.

This Court has no jurisdiction to hear a possible petition for hearing in case. *See* AS 22.05.010(d) (providing that the Alaska Supreme Court has discretion to review a final decision of this Court). Accordingly, we are forwarding to the Alaska Supreme Court a copy of Natekin's letter, our January 9, 2020 order, and Mr. Ingaldson's

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<sup>1</sup>*Natekin v. State*, 2019 WL 5425497 (Alaska App. Oct. 23, 2019) (unpublished).

response for further consideration.

We do have jurisdiction to consider any petition for rehearing. Under Appellate Rule 506(b), however, the deadline for filing a petition for hearing is 10 days after the date of notice of the Court's opinion. We will therefore treat Mr. Natekin's letter as a motion to accept a late-filed petition for rehearing.

Accordingly, **IT IS ORDERED:**

1. Mr. Natekin's letter dated January 1, 2020 shall be converted to a motion to accept late-filed petition for rehearing.

2. The State is invited to file a response to Mr. Natekin's motion. Any response shall be filed **on or before February 28, 2020**.

3. The Clerk's Office is directed to forward a copy of this order, together with a copy of Mr. Natekin's letter, our January 9, 2020 order, and the response by Ingaldson Fitzgerald, P.C., to the Alaska Supreme Court.

4. The Clerk's Office shall serve the State of Alaska, Ingaldson Fitzgerald, P.C., and Mr. Natekin personally with a copy of this order. The Clerk's Office shall also forward a copy of our October 23, 2019 slip opinion in this case to Mr. Natekin.

Entered at the direction of the Court.

*Viktor Ivanovich Natekin v State of Alaska*, No. A-12579  
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Clerk of the Appellate Courts

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Joyce Marsh, Deputy Clerk

cc: Supreme Court Justices  
Court of Appeals Judges  
Central Staff  
Viktor Ivanovich Natekin

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